

Senate File 451 - Introduced

SENATE FILE _____
BY COMMITTEE ON VETERANS
AFFAIRS

(SUCCESSOR TO SSB 1006)

Passed Senate, Date _____ Passed House, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act relating to the definition of resident for purposes of
2 tuition and fees for qualified veterans, and certain military
3 persons, and their spouses and dependent children at Iowa's
4 public universities and community colleges.
5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
6 TLSB 1211SV 83
7 kh/nh/8

PAG LIN

1 1 Section 1. Section 260C.14, subsection 14, Code 2009, is
1 2 amended to read as follows:
1 3 14. a. In its discretion, adopt rules relating to the
1 4 classification of students enrolled in the community college
1 5 who are residents of Iowa's sister states as residents or
1 6 nonresidents for tuition and fee purposes.
1 7 b. (1) Adopt rules to classify as residents for purposes
1 8 of tuition and mandatory fees, qualified veterans and
1 9 qualified military persons and their spouses and dependent
1 10 children who are domiciled in this state while enrolled in a
1 11 community college. A spouse or dependent child of a military
1 12 person or veteran shall not be deemed a resident under this
1 13 paragraph "b" unless the qualified military person or
1 14 qualified veteran meets the requirements of subparagraph (2).
1 15 subparagraph division (b) or (c), as appropriate.
1 16 (2) For purposes of this paragraph "b", unless the context
1 17 otherwise requires:
1 18 (a) "Dependent child" means a student who was claimed by a
1 19 qualified military person or qualified veteran as a dependent
1 20 on the qualified military person's or qualified veteran's
1 21 internal revenue service tax filing for the previous tax year.
1 22 (b) "Qualified military person" means a person on active
1 23 duty in the military service of the United States who is
1 24 stationed at Rock Island arsenal. If the qualified military
1 25 person is transferred, deployed, or restationed while the
1 26 person's spouse or child is enrolled in the community college,
1 27 the spouse or child shall continue to be classified as a
1 28 resident until the close of the fiscal year in which the
1 29 spouse or child is enrolled.
1 30 (c) "Qualified veteran" means a person who meets the
1 31 following requirements:
1 32 (i) Is eligible for benefits, or has exhausted the
1 33 benefits, under the federal Post-9/11 Veterans Educational
1 34 Assistance Act of 2008.
1 35 (ii) Is domiciled in this state.
2 1 Sec. 2. Section 262.9, subsection 16, Code 2009, is
2 2 amended to read as follows:
2 3 16. a. In its discretion, adopt rules relating to the
2 4 classification of students enrolled in institutions of higher
2 5 education under the board who are residents of Iowa's sister
2 6 states as residents or nonresidents for fee purposes.
2 7 b. (1) Adopt rules to classify as residents for purposes
2 8 of tuition and mandatory fees, qualified veterans and
2 9 qualified military persons and their spouses and dependent
2 10 children who are domiciled in this state while enrolled in an
2 11 institution of higher education under the board. A spouse or
2 12 dependent child of a military person or veteran shall not be
2 13 deemed a resident under this paragraph "b" unless the

2 14 qualified military person or qualified veteran meets the
2 15 requirements of subparagraph (2), subparagraph division (b) or
2 16 (c), as appropriate.
2 17 (2) For purposes of this paragraph "b", unless the context
2 18 otherwise requires:
2 19 (a) "Dependent child" means a student who was claimed by a
2 20 qualified military person or qualified veteran as a dependent
2 21 on the qualified military person's or qualified veteran's
2 22 internal revenue service tax filing for the previous tax year.
2 23 (b) "Qualified military person" means a person on active
2 24 duty in the military service of the United States who is
2 25 stationed at Rock Island arsenal. If the qualified military
2 26 person is transferred, deployed, or restationed while the
2 27 person's spouse or child is enrolled in an institution of
2 28 higher education under the control of the board, the spouse or
2 29 child shall continue to be classified as a resident until the
2 30 close of the fiscal year in which the spouse or child is
2 31 enrolled.
2 32 (c) "Qualified veteran" means a person who meets the
2 33 following requirements:
2 34 (i) Is eligible for benefits, or has exhausted the
2 35 benefits, under the federal Post=9/11 Veterans Educational
3 1 Assistance Act of 2008.

3 2 (ii) Is domiciled in this state.
3 3

EXPLANATION

3 4 This bill requires the state board of regents and the
3 5 boards of directors of the state's community colleges to adopt
3 6 rules that classify qualified military veterans and qualified
3 7 military persons, and their spouses and dependent children,
3 8 who are domiciled in this state while enrolled in a regents
3 9 university or community college, as residents for purposes of
3 10 tuition and fees.

3 11 The "qualified veteran" must be eligible for benefits under
3 12 the federal Post=9/11 Veterans Educational Assistance Act of
3 13 2008 and be domiciled in this state, whether or not the
3 14 veteran is attending classes, in order for the spouse or
3 15 dependent child to be eligible for status as a resident.

3 16 The bill defines "qualified military person" as a person on
3 17 active duty who is stationed at Rock Island arsenal. If the
3 18 person is transferred, deployed, or restationed while the
3 19 person's spouse or child is enrolled, the spouse or child
3 20 shall continue to be classified as a resident.

3 21 The bill may create a state mandate as provided in Code
3 22 chapter 25B.

3 23 LSB 1211SV 83

3 24 kh/nh/8